

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO : 13162 of 1999

Between:

- 1 G.Ragunandhan, S/o. Narsaiah.
R/o. 16-1-368, Saidabad, Hyderabad.
- 2 G.Pandu. (died) per L.Rs. 4 to 9.
- 3 Smt. G.Anasuya, W/o. Yoganand.
R/o. 16-1-368, Saidabad, Hyderabad.
- 4 Smt.G.Anasuya, W/o. Late G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.
- 5 G.Hema Malini, D/o. G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.
- 6 Jaya, D/o. G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.
- 7 G.Usha, D/o. G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.
- 8 G.Srikanth, D/o. G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.
- 9 Ravi kanth, D/o. G.Pandu.
R/o. 16-1-372/1, Saidabad, Hyderabad.

(Petitioners 4 to 9 are brought on record as LR's of

the deceased petitioner No.2 as per Court Order

dated 15-10-2003 in WPMP.No.23197 of 2003)

..... PETITIONER(S)

~~~~~AND

- 1 Joint Collector, Ranga Reddy Dist.
- 2 E.Narasimha Reddy. (died).
- 3 Smt.E.Hamsamma, W/o. Late Narasimha Reddy.

- R/o. Bairamalguda, Saroornagar, R.R.Dist.
- 4 E.Bhaskar Reddy, S/o. Late Narasimha Reddy.  
R/o. Bairamalguda, Saroornagar, R.R.Dist.
- 5 E.Gangi Reddy, S/o. Late Narasimha Reddy.  
R/o. Bairamalguda, Saroornagar, R.R.Dist.

(R3 to R5 are impleaded as per Court Order

dated 25-7-2003 in WPMP.No.96 of 2002)

**..RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction one in the nature of Writ of Certiorari and call for the records pertaining to the impugned proceedings F1/9002/98 dated 03/04/1999 and quash the same.

**Counsel for the Petitioners : MR.D.VIJAYA SHANKAR, Advocate**

**Counsel for the Respondent No.1 : GP FOR REVENUE**

**Counsel for the Respondent No.2 to 5 : W.B.SRINIVAS, Advocate**

**The Court made the following ORDER :**

The petitioners are aggrieved by the order of the first respondent dated 3-4-1999 whereby and whereunder the first respondent condoned the delay in filing the appeal by the second respondent.

The petitioners claim to be the owners of land admeasuring Acs.19-00 in Survey No.57/T of Karmanghat Village, Saroornagar Mandal, Ranga Reddy District. They claim to be in possession of the land for the last more than three decades. After abolition of Inams under the provisions of Andhra Pradesh (Telangana Area) Abolition of Inams Act, 1955 (for short 'the Act') the petitioners herein have made applications to the Inams Tribunal/Revenue Divisional Officer, under Section 10 of the Act, requesting for issue of Occupancy Right Certificates. Such certificate was granted by proceedings dated 27-5-1985. Thereafter, they allege that they divided the land into three equal shares and also obtained titles and Pattadar Pass Books under Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971. The second respondent herein appears to have filed a suit in O.S.No.937 of 1998 for injunction. Apart from that the second respondent filed an appeal under Section 24 of the Act before the first respondent after about fourteen years of granting ORC and also sought for condonation of delay. The first respondent condoned the delay. Aggrieved by the same, the present writ petition is filed.

There is no denial of the fact that the second respondent approached the first respondent by way of appeal after 14 years when the ORC in favour of the petitioners was issued some time in 1985. The first respondent without giving any

reasons and without even narrating the facts of the case, by a laconic order condoned the delay. For this reason alone the writ petition has to be allowed.

Accordingly, the writ petition is allowed and the matter is remitted to the first respondent to pass a reasoned order on the application filed by the second respondent for condonation of delay. No costs.

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(V.V.S.RAO, J)

Dt.20-07-2004.

Msr.

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Tuesday the twentieth day of July, Two Thousand and Four.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Joint Collector, Ranga Reddy District.
2. 2CCs to Government Pleader for Revenue,

High Court of A.P.,Hyd.

3. 2CD copies

